IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6134 of 1987

For Approval and Signature:

Hon'ble MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

A U SHUKLA

Versus

STATE OF GUJARAT

Appearance:

MR RJ OZA for Petitioner

MS HANSA PUNANI for Respondents

CORAM : MR.JUSTICE A.M.KAPADIA

Date of decision: 03/03/2000

ORAL JUDGEMENT

1. Challenge made in this petition filed under Article 226 of the Constitution of India is the dismissal order dated 13.11.1987 passed by State of Gujarat on the grounds stated in the impugned order. Rule was issued on the petition. After issuance of rule in the petition the

petitioner made representation to the State Government for reduction of the penalty and the State Government has reduced the penalty on the said representation made by the petitioner by converting the order of dismissal into that of an order of compulsory retirement.

2. In view of the above circumstances, learned advocate Mr. Oza does not press the petition and seeks leave to withdraw the petition. Learned A.G.P. has no objection if permission to withdraw the petition is granted.

3. In the result, the petition is disposed of as it is withdrawn with no order as to costs. Rule is discharged.

3.3.2000. (A.M.Kapadia, J.)

(karan)